## UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

GEORGE S. COHLMIA, JR., M.D., et al.,	)	
Plaintiffs,	)	
	)	Casa Na + 05 av 204 CKE DIC
V.	)	Case No.: 05-cv-384-GKF-PJC
ARDENT HEALTH SERVICES, LLC., et al.	, )	
Defendants.	)	

## STIPULATION OF DISMISSAL OF RONALD C. ELKINS, M.D. WITHOUT PREJUDICE PURSUANT TO RULE 41(a)(1)(A)(ii).

COME NOW counsel for Plaintiffs and counsel for named Defendant Ronald C. Elkins, M.D. and hereby stipulate to the dismissal of Plaintiffs' claims and causes of action asserted against said Defendant only, without prejudice, pursuant to Fed. R. Civ. Pro. 41(a)(1)(A)(ii).

Respectfully submitted,

By: s/Michael L. Barkett

Daniel B. Graves, OBA# 16656

Michael L. Barkett, OBA # 16171

William C. McLain OBA # 19349

GRAVES, BARKETT & MCLAIN

1010 Boulder Towers

1437 South Boulder Avenue

Tulsa, Oklahoma 74119

Phone: (918) 582-6900

Fax: (918) 582-6907

Attorneys for Plaintiffs

By: s/Murray E. Abowitz

Murray E. Abowitz, OBA # 00117

Mary B. Scott, OBA # 13254

Michael N. Brown, OBA # 10219

ABOWITZ, TIMBERLAKE& DAHNKE, P.C.

Post Office Box 1937

Oklahoma City, Oklahoma 73101

Attorneys for Defendant Ronald C. Elkins, M.D.

## **CERTIFICATE OF SERVICE**

This is to certify that on this 21<sup>st</sup> day of January, 2009, a true and correct copy of the above and foregoing Stipulation of Dismissal was sent *via* electronic mail and U.S. Mail to the following:

Michael Burrage (<a href="mburrage@burragelaw.com">mburrage@burragelaw.com</a>)
David Allen Burrage (<a href="mburrage@burragelaw.com">dburrage@burragelaw.com</a>)
Healther Hillburn Burrage (<a href="mburrage@burragelaw.com">hburrage@burragelaw.com</a>)
Burrage Law Firm
115 North Washington, Suite 100
Post Office Box 1727
Durant, Oklahoma 74702

and

Mark J. Horoschak (<a href="mailto:mhoroschak@wcsr.com">mhoroschak@wcsr.com</a>)
Sara Lincoln (<a href="mailto:slincoln@wcsr.com">slincoln@wcsr.com</a>)
Brian Allen Hayles (<a href="mailto:bhayles@scsr.com">bhayles@scsr.com</a>)
WOMBLE, CARLYLE,
SANDRIDGE & RICE, P.L.C.C.
301 S. College Street, Suite 3500
Charlotte, North Carolina 28202

and

Michael Sean Burrage (<a href="mailto:sburrage@soonerlaw.com">sburrage@soonerlaw.com</a>)
Darrell W. Downs (<a href="mailto:ddowns@soonerlaw.com">ddowns@soonerlaw.com</a>)
TAYLOR, BURRAGE, FOSTER,
MALLETT, DOWNS & RAMSEY
400 West Fourth Street
Post office Box 309
Claremore, Oklahoma 74018-0309

ATTORNEYS FOR DEFENDANTS
ARDENT HEALTH SERVICES, L.L.C.;
AHS HILLCREST MEDICAL CENTER;
AHS OKLAHOMA HEALTH SYSTEM;
STEVE LANDGARTEN, M.D., AND
STEVE DOBBS

Joel L. Wohlgemuth (jlw@nwcdlaw.com)
Angela Freeman Porter (afp@nwcdlaw.com)
Ryan Ray (rar@nwcdlaw.com)
NORMAN, WOHLGEMUTH,
CHANDLER & DOWDELL
2900 Mid-Continent Tower
401 S. Boston Avenue
Tulsa, Oklahoma 74103-4023

## ATTORNEYS FOR DEFENDANTS HILLCREST HEALTHCARE SYSTEM AND HILLCREST MEDICAL CENTER

G. Michael Lewis (<u>mlewis@dsda.com</u>)
William Hayden Spitler (<u>wspitler@dsda.com</u>)
Doernet, Saunders, Daniel & Anderson
320 S. Boston Avenue, Suite 500
Tulsa, Oklahoma 74103

and

James W. Connor, Jr. (jconnor@richardsconnor.com)
Jason Lee Glass (jglass@richardsconnor.com)
RICHARDS & CONNOR
525 South Main Street, Suite 12
Tulsa, Oklahoma 74103-4509

ATTORNEYS FOR DEFENDANTS
ST. JOHN MEDICAL CENTER,
WILLIAM C. BURNETT, M.D., AND
HOWARD ALLRED, M.D.

J. Daniel Morgan (dmorgan@newtonoconnor.com)
Newton, O'Connor, Turner & Ketchum
15 West Sixth Street
Tulsa, Oklahoma 74119
Attorneys for Defendants
CVT Surgery, Inc., and
Paul W. Kempe, M.D.

Murray E. Abowitz (mea@abowitzlaw.com)
Mary B. Scott (mbs@abowitzlaw.com)
Michael Noah Brown (mnb@abowitzlaw.com)
Abowitz, Timberlake& Dahnke, P.C.
Post Office Box 1937
Oklahoma City, Oklahoma 73101
Attorneys for Defendants
Fred Garfinkel, M.D.,
Ronald C. Elkins, M.D.,
Marc S. Milsten, M.D.,
Thomas D. Roberts, M.D., and
James A. Johnson, M.D.

Jennifer R. Annis (<u>jannis@ahn-law.com</u>)
Michael P. Atkinson (<u>matkinson@ahn-law.com</u>)
John J. Carwile (<u>jcarwile@ahn-law.com</u>)

Jamie Rogers (jrogers@ahn-law.com)
Atkinson, Haskins, Nellis
Brittingham, Gladd & Carwile
525 S. Main Street, Suite 1500
Tulsa, Oklahoma 74103
Attorneys for Defendants
Oklahoma Heart Institute, Inc.
D/B/A Oklahoma Heart Institute;
Oklahoma Heart, Inc.; and
Wayne N. Leimbach, Jr., M.D.

s/Michael L. Barkett\_